IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

WP(C).No. 27645 of 2006(N)

PETITIONER:

RAZIYA ALUMINUM ROLLING MILLS,
REPRESENTED BY ITS PARTNER N.ABDUL LATHEEF,
1/461, INDUSTRIAL DEVELOPMENT PLOT,
WEST HILL, KOZHIKODE-673005.

BY ADV. SRI.P.R.RAMACHANDRA MENON

RESPONDENTS:
----

1. **SUB INSPECTOR OF POLICE,**
   NADAKKAVU POLICE STATION, KOZHIKKODE.

2. **THE COMMISSIONER OF POLICE,**
   KOZHIKKODE.

3. **KAYATTI ERAKKU THOZHILALI UNION (CITU)**
   REPRESENTED BY ITS SECRETARY, BEACH AREA,
   WEST HILL, KOZHIKODE.

4. **THE STATE OF KERALA**
   REPRESENTED BY THE SECRETARY,
   DEPARTMENT OF HOME AFFAIRS,
   THIRUVANANTHAPURAM.

BY ADV. SRI.S.RAMESH BABU
SRI.P.RAVINDRANATH
BY GOVERNMENT PLEADER SRI. P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.27645/2006 N

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE LICENCE ISSUED BY THE JOINT DIRECTOR OF FACTORIES AND BOILERS, KOZHIKODE IN RESPECT OF THE ALUMINIUM MELTING UNIT OF THE PETITIONER.**

EXT.P1(A): **...DO.... IN RESPECT OF THE VESSEL MANUFACTURING UNIT.**

EXT.P2; **COPY OF THE G.O.(MS) 268/88/RD DTD. 24/03/88 ISSUED BY THE GOVT. ALLOTTING THE LAND IN THE 'INDUSTRIAL AREA' TO THE PETITIONER.**

EXT.P3: **COPY OF THE NO DUE CERTIFICATE BEARING NO.R1/6207/82 DTD. 18/06/92 ISSUED BY THE GENERAL MANAGER DISTRICT INDUSTRIES CENTRE, KOZHIKODE IN RESPECT OF THE PETITIONER'S PLOT.**

EXT.P4: **COPY OF THE REPRESENTATION DTD. 29/09/06 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT REQUESTING FOR POLICE PROTECTION.**

3RD RESPONDENT'S EXHIBITS:

EXT.R3(A): **COPY OF THE IDENTITY CARD ISSUED TO THE REGISTERED WORKERS.**

EXT.R3(B): **COPY OF THE IDENTITY CARD ISSUED TO THE REGISTERED WORKERS.**

EXT.R3(C): **COPY OF THE IDENTITY CARD ISSUED TO THE REGISTERED WORKERS.**

EXT.R3(D): **COPY OF THE IDENTITY CARD ISSUED TO THE REGISTERED WORKERS.**

EXT.R3(E): **COPY OF THE IDENTITY CARD ISSUED TO THE REGISTERED WORKERS.**

/TRUE COPY/

P.S.TO JUDGE

KSS

K.BALAKRISHNAN NAIR &

T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) NO. 27645 OF 2006-N

Dated 28th September, 2007.

JUDGMENT

Balakrishnan Nair, J.

In view of the interim order passed by this Court on 20.10.2006, no further orders are required in this writ petition. If the members of the 3rd respondent have any right for doing the work in the petitioner Unit, they will be free to move the authorities under the Kerala Head load Workers' Act. They can also raise the claim regarding denial of employment. The authorities under the Act will be free to adjudicate the same. The direction issued by this Court will not stand in the way of the competent authority adjudicating their claim, granting reliefs to them and implementing that order.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

Nm/